

ORIGINAL

1 David L. Sobel
 2 *sobel@eff.org*
 3 ELECTRONIC FRONTIER FOUNDATION
 4 1875 Connecticut Ave., N.W.
 5 Suite 650
 6 Washington, DC 20009
 7 Telephone: (202) 797-9009
 8 Facsimile: (202) 707-9066

FILED

JUL 31 2009

RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND

Kell
 PC
 6
 7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

ELECTRONIC FRONTIER FOUNDATION,) Case No. 09-3351-SBA
 Plaintiff,)
 vs.) APPLICATION FOR
) DAVID L. SOBEL TO
) APPEAR PRO HAC VICE
 CENTRAL INTELLIGENCE AGENCY,)
 DEPARTMENT OF HOMELAND)
 SECURITY, DEPARTMENT OF DEFENSE,)
 NATIONAL SECURITY AGENCY,)
 DEPARTMENT OF JUSTICE, OFFICE OF)
 THE DIRECTOR OF NATIONAL)
 INTELLIGENCE, DEPARTMENT OF)
 ENERGY, and DEPARTMENT OF STATE,)
 Defendants.)

Pursuant to Civil L.R. 11-3, David L. Sobel, an active member in good standing of the bar of the District of Columbia, hereby applies for admission to practice in Northern District of California on a *pro hac vice* basis representing the plaintiff in the above-referenced case.

In support of this application, I certify on oath that:

1. I am an active member in good standing of a United States Court or of the highest

1 court of another State or District of Columbia, as indicated above;

2 2. I agree to abide by the Standards of Professional Conduct set forth in Civil Local
3 Rule 11-4, to comply with General Order No. 45, Electronic Case Filing, and to become familiar
4 with the Local Rules and the Alternative Dispute Resolution programs of the Court; and,

5 3. An Attorney who is a member of the bar of this Court in good standing and who
6 maintains an office within the State of California has been designated as co-counsel in the above-
7 entitled action. The name, address, and telephone numbers of that attorney is:

8 Marcia Hofmann (SBN 250087)

9 *marcia@eff.org*

9 ELECTRONIC FRONTIER FOUNDATION

10 454 Shotwell Street

10 San Francisco, CA 94110

11 Telephone: (415) 436-9333 x116

11 Facsimile: (415) 436-9993

12 I declare under penalty of perjury that the foregoing is true and correct.

13

14 Dated: July 31, 2009

15

16

17

18

19

20

21

22

23

24

25

26

27

28



DAVID L. SOBEL

PROOF OF SERVICE

1 I, Leticia Perez, declare:

2 I am employed in the City and County of San Francisco, California by Electronic Frontier
 3 Foundation at 454 Shotwell Street, San Francisco, California 94110. I am over the age of eighteen
 4 years and am not a party to the within cause.

5 On July 31, 2009, at the above-referenced address, I served the attached APPLICATION
 6 FOR DAVID L. SOBEL TO APPEAR *PRO HAC VICE* AND [PROPOSED] ORDER on the
 7 interested parties in said cause by

8 — personal delivery by messenger service of the document(s) above to the person(s) at the
 9 address(es) set forth below:

10 placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid,
 11 in accordance with the firm's practice of collection and processing correspondence with the
 12 United States Postal Service, which in the normal course of business provides for the deposit
 of all correspondence and documents with the United States Postal Service on the same day
 they are collected and processed for mailing to the person(s) at the address(es) set forth below:

13 Litigation Division
 14 Office of the General Counsel
 Central Intelligence Agency
 Washington, DC 20505

Department of Homeland Security
 Office of the General Counsel
 Department of Homeland Security
 Washington, DC 20258

Department of Justice
 950 Pennsylvania Avenue NW
 Washington, DC 20530-0001

15 General Counsel
 16 National Security Agency
 9800 Savage Road
 Fort George G. Meade, MD 20755-
 6000

General Counsel
 Department of Defense
 The Pentagon
 Washington, DC 20301-1155

Department of State
 2201 C Street NW
 Washington, DC 20520

18 Office of the Director of National
 19 Intelligence
 Office of the General Counsel
 Washington, DC 20511

Office of the General Counsel
 Department of Energy
 1000 Independence Avenue SW
 Washington, DC 20585

20 — facsimile transmission pursuant to Rule 2008 of the California Rules of Court on this date
 21 before 5:00 p.m. (PST) of the document(s) listed above from sending facsimile machine
 22 telephone number (415) 436-9993, and which transmission was reported as complete and
 without error (copy of which is attached), to facsimile number(s) set forth below:

23 — consigning the document(s) listed above to an express delivery service for guaranteed delivery
 24 on the next business day to the person(s) at the address(es) set forth below:

25 I declare under penalty of perjury under the laws of the State of California that the
 26 foregoing is true and correct.

27 DATED: July 31, 2009

LETICIA PEREZ

Court Name: U.S. District Court, NDCA
Division: 4
Receipt Number: 44611003923
Cashier ID: lenahac
Transaction Date: 07/31/2009
Payer Name: Electronic Frontier Foundation

PRO HAC VICE
For: David L. Sobel
Case/Party: D-CAN-4-09-AT-PROHAC-001
Amount: \$210.00

CHECK
Check/Money Order Num: 7684
Amt Tendered: \$210.00

Total Due: \$210.00
Total Tendered: \$210.00
Change Amt: \$0.00

C-09-3351-SBA

Checks and drafts are accepted
subject to collections and full
credit will only be given when the
check or draft has been accepted by
the financial institution on which
it was drawn.